

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

GERARD M. BRADFORD,
Plaintiff,

v.

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF THE TRIAL COURT,
Defendant.

Civil Action No.
17-12245-NMG

ORDER

GORTON, J.

For the reasons set forth below, the Court denies without prejudice the plaintiff's motion for leave to proceed in forma pauperis.

Gerard M. Bradford has filed a lawsuit in which he alleges that his employment was wrongfully terminated by his former employer, the Commonwealth's Department of the Trial Court. He also seeks leave to proceed in forma pauperis, representing that he is without any income and that he only has \$103.57 in assets. He further states that he does not have any regular monthly expenses for housing, transportation, or utilities, but that he is obligated to pay \$520 per month on outstanding debt.

Under 28 U.S.C. § 1915, a person seeking to proceed in forma pauperis must submit an affidavit that includes "a statement of all assets such [person] possesses that the person is unable to pay such fees or give security therefor." 28 U.S.C.

§ 1915(a)(1). Bradford has not complied with this requirement. Although he claims that he is completely without income and that his assets are nominal, he has not provided any information as to

how he affords the basic expenses of life, such as food, clothing, transportation, and housing. He also does not explain how he is able to pay his outstanding debts.

Without a complete picture of Bradford's financial situation, including any gifts in kind or in cash, the Court cannot evaluate whether he qualifies for in forma pauperis status.

Accordingly, the motion for leave to proceed in forma pauperis is DENIED WITHOUT PREJUDICE. If Bradford wishes to proceed with this action, he must, within 21 days (1) pay the \$400 filing fee; or (2) file a renewed motion for leave to proceed in forma pauperis in which he explains how he affords or is provided the basic necessities of life. Failure to comply with this directive will result in dismissal of the action without prejudice.

So ordered.

/s/ Nathaniel M. Gorton
Nathaniel M. Gorton
United States District Judge

Dated: 12/4/17